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## DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that: My residence, post-office address, and citizenship are as stated below next to my name,  
I believe that I am an original joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled

### VECTOR FOR INTEGRATION OF HETEROLOGOUS SEQUENCES INTO POXVIRAL GENOMES

the specification of which was filed on 25 May 2000 as PCT application PCT/EP00/04786.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56. I hereby claim foreign priority benefits under 35 USC 119 of any foreign applications for patent or inventor's certificate listed below and have also identified below any foreign applications for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

#### Prior Foreign Applications

Country	Number	Filing Date	Priority claimed
DK	PA 1999 00753	28 May 1999	Y s

I hereby claim the benefit under 35 USC 120 of the United States Application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States Application(s) in the manner provided by the first paragraph of 35 USC 112, I acknowledge the duty to disclose material information as defined in 37 CFR 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Serial Number	Filing Date	Status
PCT/EP00/04786	25 May 2000	Pending

I hereby appoint as attorneys to prosecute this application and to transact all business connected therewith: Herbert Dubno, Reg. 19,752; Jonathan Myers, Reg. 26,963; Andrew Wilford, Reg. 26,597 and each of them individually.

Address all correspondence to:

The Firm of Karl F. Ross, P.C.  
Customer Number 535

5676 Riverdale Avenue, Box 900  
Bronx, New York 10471-0900  
(718) 884-6600

Direct all telephone calls to:

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or

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Ser. No. Not known US phase of PCT/EP00/04786

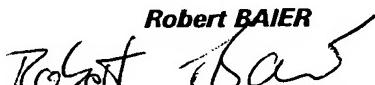
both, under 18 USC 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor: **Stefan WINTERSPERGER**

Inventor's signature  Date: 06.11.01

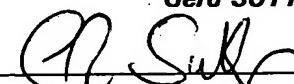
Residence: Icking, Germany Citizen of Germany  
Post-office Address: Im Erlet 8, D-82057 Icking, Germany

Full name of second inventor: **Robert BAIER**

Inventor's signature  Date: 26.10.01

Residence: Oberschleissheim, Germany Citizen of Germany  
Post-office Address: Am Stichgärtl 1a, D-85764 Oberschleissheim, Germany

Full name of third inventor: **Gerd SUTTER**

Inventor's signature  Date: 26 - 10 - 01

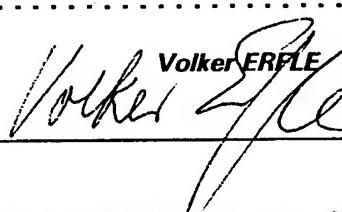
Residence: München, Germany Citizen of Germany  
Post-office Address: Unertlstrasse 4, D-80803 München, Germany

Full name of fourth inventor: **Marion OHLMANN**

Inventor's signature  Date: 05.11.01

Residence: München, Germany Citizen of Germany  
Post-office Address: Cosimastrasse 220, D-81927 München, Germany

Full name of fifth inventor: **Volker ERFLE**

Inventor's signature  Date: 29 - 10 - 01

Residence: München, Germany Citizen of Germany  
Post-office Address: La Place Strasse 4, D-81679 München, Germany

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ASSIGNMENT**

In Consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, we the undersigned,

**Stefan WINTERSPERGER**, Im Erlet 8, Icking, Germany;  
**Robert BAIER**, Am Stichgärtl 1a, Oberschleissheim, Germany;  
**Gerd SUTTER**, Unertlstrasse 4, München, Germany;  
**Marion OHLMANN**, Cosimastrasse 220, München, Germany; and  
**Volker ERFLE**, La Place Strasse 4, München, Germany

hereby sell, assign and transfer to

**GSF FORSCHUNGSZENTRUM FÜR UMWELT UND GESUNDHEIT GMBH**  
a limited-liability company of Germany having a place of business at  
**Ingolstädter Landstrasse 1**  
**D-85764 Neuherberg**  
**Germany**

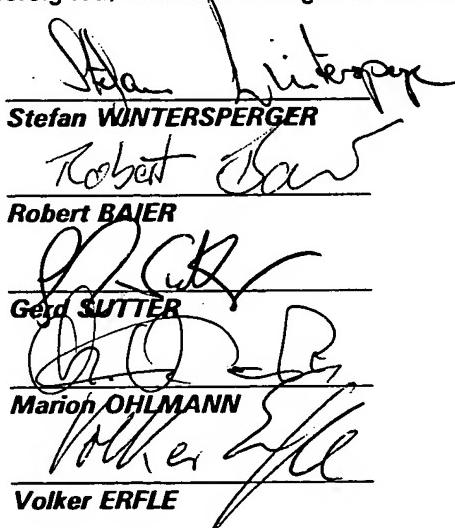
its successors, assigns, and legal representatives, our entire right title and interest for the United States and all foreign countries, in and to the improvements disclosed in the application for United States Letters Patent which has been executed by the undersigned concurrently herewith as the US national phase of PCT application PCT/EP00/04786 filed 25 May 2000 and which is entitled

**VECTOR FOR INTEGRATION OF HETEROLOGOUS SEQUENCES INTO POXVIRAL GENOMES**  
and in and to the application and all divisional, continuing, substitute, renewal, reissue, and all other applications for Letters Patent which have been or shall be filed in the United States and all foreign countries on the improvements; and in and to all original and reissued patents which have been or shall be issued in the United States and all foreign countries on the improvements.

We agree that the Assignee may apply for and receive Letters Patent for the improvements in its own name; and that, when requested, without charge to but at the expense of the Assignee, its successors, assigns, and legal representatives, to carry out in good faith the intent and purpose of this Assignment, the undersigned will execute all rightful Oaths, Assignments, Powers of Attorney, and other papers; communicate to the Assignee, its successors, assigns, and representatives, all facts known to the undersigned relating to the improvements and the history thereof; and generally do everything possible which the Assignee, its successors, assigns, or representatives shall consider desirable for aiding in securing and maintaining proper patent protection for the improvements and for vesting title to the improvements and all applications for patents and all patents on the improvements in the Assignee, its successors, assigns, and legal representatives; and

We covenant with the Assignee, its successors, assigns, and legal representatives that no assignment, grant, mortgage, license, or other agreement affecting the rights and property herein conveyed has been made to others by the undersigned, and that full right to convey same as herein expressed is possessed by the undersigned.

- ✉ Date: 07-11-01
- ✉ Date: 3-12-01
- ✉ Date: 3-12-01
- ✉ Date: 5-12-01
- ✉ Date: 30.11.01



Stefan WINTERSPERGER  
Robert BAIER  
Gerd SUTTER  
Marion OHLMANN  
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